

## Agricultural Marketing Service, USDA

Pt. 958

of Privilege the shipper or receiver may appeal to the Committee for reconsideration.

[62 FR 18026, Apr. 14, 1997, as amended at 69 FR 22382, Apr. 26, 2004]

### § 956.180 Reports.

(a) Each handler shall furnish to the Committee, no later than May 31 each year, a preseason *Walla Walla Sweet Onion Handler Registration Form*. Such form shall include:

(1) Company name, contact name, mailing and physical addresses, contact telephone numbers, and signature of handler;

(2) Season covered by registration;

(3) Brand names or labels to be used; and

(4) Estimated number of acres of fall planted and spring planted Walla Walla Sweet Onions to be packed during the season.

(b) Each handler shall furnish to the Committee a *Handler's Statement of Walla Walla Sweet Onion Shipments* containing the information paragraphs (a)(1), (a)(2), and (a)(3) of this section, except that gift box and roadside stand sales shall be exempt from paragraph (a)(2) of this section: *Provided*, That for Walla Walla Sweet Onions handled prior to September 1, such report shall be furnished to the Committee by September 1, and that for Walla Walla Sweet Onions handled during the period September 1 through May 31 of each fiscal period, such report shall be furnished to the Committee no later than thirty (30) days after the end of the month in which such onions were handled:

(1) The number of 50 lb. equivalents of Walla Walla Sweet Onions shipped by each handler during each week of the shipping season and the total for the season;

(2) The geographical regions as defined by the Committee to which each shipment is made;

(3) The name, address, and signature of each handler; and

(4) The name of each producer and the number of 50 lb. equivalents of Walla Walla Sweet Onions that were handled on behalf of or acquired from that producer.

[69 FR 22382, Apr. 26, 2004]

### § 956.202 Assessment rate.

On and after June 1, 1998, an assessment rate of \$0.21 per 50-pound bag or equivalent is established for Walla Walla Sweet Onions.

[63 FR 29091, May 28, 1998]

## PART 958—ONIONS GROWN IN CERTAIN DESIGNATED COUNTIES IN IDAHO, AND MALHEUR COUNTY, OREGON

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AUTHORITY: 7 U.S.C. 601-674.

SOURCE: 22 FR 26, Jan. 3, 1957, unless otherwise noted. Redesignated at 26 FR 12751, Dec. 30, 1961.

## Subpart—Order Regulating Handling

### DEFINITIONS

#### § 958.1 Secretary.

*Secretary* means the Secretary of Agriculture of the United States or any officer or employee of the United States Department of Agriculture to whom authority has heretofore been delegated, or to whom authority may hereafter be delegated, to act in his stead.

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#### § 958.2 Act.

*Act* means Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U.S.C. 601 *et seq.*, 68 Stat. 906, 1047).

#### § 958.3 Person.

*Person* means an individual, partnership, corporation, association, or any other business unit.

#### § 958.4 Production area.

*Production area* means all territory included within the boundaries of the County of Malheur in Oregon, and all counties south and southeast of the southern boundary of Idaho County in the State of Idaho.

#### § 958.5 Onions.

*Onions* means all varieties of *Allium cepa*, commonly known as onions, grown, or which may be grown in the production area.

[41 FR 36196, Aug. 27, 1976]

#### § 958.6 Handler.

*Handler* is synonymous with *shipper* and means any person (except a common or contract carrier of onions owned by another person) who handles onions.

#### § 958.7 Handle.

*Handle* is synonymous with *ship* and means to sell or transport onions, or cause onions to be sold or transported, within the production area or between the production area and any point outside thereof. Except as otherwise provided in §§ 958.56 and 958.65, this definition of “handle” shall not be applicable to onions that are transported within the production area for grading or storing therein, or to onions that are transported or sold to commercial dehydrators for processing by such dehydrators into dehydrated onion products.

#### § 958.8 Grading.

*Grading* is synonymous with *prepare for market* and means the sorting or separation of onions into grades and sizes for market purposes.